1

2

3

4

5

6

7

8

9

10

11

Roderick A. McLeod (State Bar No. 104694) rmcleod@jonesday.com Gidon M. Caine (State Bar No. 188110) gcaine@jonesday.com Thomas A. Rector (State Bar No. 199175) tarecotor@jonesday.com Jessica L. Repa (State Bar No. 240801) jlrepa@jonesday.com JONES DAY 555 California Avenue, Suite 2600 San Francisco, California Telephone: 415-626-3939 415-875-5700 Facsimile:

Attorneys for Plaintiff INNOFONE.COM, INCORPORATED

## UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA



CV-47-1793

12 13

14

15

INNOFONE.COM, INCORPORATED, a Nevada Corporation,

Case No.

Plaintiff,

NOTICE OF RELATED CASE

16

v.

17 18

19

20 21

22

23 24

25

26 27

28

SFI-561788v1

COGENT CAPITAL FINANCIAL, LLC, a Delaware Limited Liability Company, COGENT CAPITAL INVESTMENTS, LLC, a Delaware Limited Liability Company, COGENT CAPITAL GROUP, LLC, a Delaware Limited Liability Company, INVESTORS BANK & TRUST COMPANY, a Massachusetts Trust Company, GREGORY L. KOFFORD, an individual, and MARK W. HOLDEN, an individual,

Defendants.

[LOCAL RULE 83-1.3.1]

PLEASE TAKE NOTICE that the above-captioned action is related to the following case previously filed in the Central District of California: Innofone, et al. v. Infoweapons, et al., Case No. 06-06344 ABC (MANx), subsequently assigned to Magistrate Judge Margaret A. Nagle for purposes of retention of jurisdiction over

-1-

ENTERED ON OM 3 29167 1

the settlement reached between the parties on January 10, 2007. The above-captioned action qualifies for a related case transfer under L.R. 83-1.3.1(c) for: "other reasons [that] would entail substantial duplication of labor if heard by different judges." The complaint in the previously filed case, Innofone, et al. v. Infoweapons, et al., Case No. 06-06344 ABC (and now MAN), was filed on October 4, 2006 (and amended on November 16, 2006) in the Central District of California, and recently settled on January 10, 2007. The previously filed case involved the same complex industry, IPv6, and required an understanding of plaintiff Innofone.com, Inc.'s underlying business. Moreover, the transaction at the heart of the instant case—the Cogent Equity Swap— was one of the transactions complained about by the Defendants in the Innofone, et al. v. Infoweapons, et al., litigation. This case thus qualifies for a related case transfer because of similar facts necessary to understand the underlying claims. Transfer will promote the efficient administration of justice.

Dated:

March **19**, 2007

**JONES DAY** 

Attorneys for Plaintiff

INNOFONE.COM, INCORPORATED

SFI-561788v1